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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/922,197	08/02/2001	David J. Scarborough	5437-58514	7893

24197 7590 03/18/2005  
KLARQUIST SPARKMAN, LLP  
121 SW SALMON STREET  
SUITE 1600  
PORTLAND, OR 97204

EXAMINER

HIRL, JOSEPH P

ART UNIT PAPER NUMBER

2121

DATE MAILED: 03/18/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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09/922,197

08/02/2001

DAVID J. SCARBOROUGH

5437-58514

EXAMINER

Joseph P. Hirl

ART UNIT

PAPER

20050317

DATE MAILED:

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## Commissioner for Patents

1. The reply filed on January 27, 2005 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): pages 1-9 of the 16 page response are missing. See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).
2. The January 27, 2005 response by the applicant contained an extraordinary listing of NPL documents (approximately 80) to be considered as part of an IDS. These documents were submitted in the form of a CD. Currently the USPTO is operating on a paperless basis wherein all documents are scanned into a database. At this time, there isn't any facility to convert the CD media into a data stream compatible with the database. Hence the CD cannot be scanned and it is classified as an artifact. The Examiner has attempted to locate the CD but has not been successful. Examiner suggests that to expedite this case, the Applicant provide paper copies of all IDS NPL documents with the reply to this office action such that they can be immediately scanned into the system. Short of this, the application will remain on hold until the IDS issue can be resolved.
3. Correspondence Information: Any inquiry concerning this information or related to the subject disclosure should be directed to the Examiner, Joseph P. Hirl, whose telephone number is (571) 272-3685. The Examiner can be reached on Monday – Thursday from 6:00 a.m. to 4:30 p.m. If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, Anthony Knight can be reached at (571) 272-3687.

Any response to this office action should be mailed to:

Commissioner of Patents and Trademarks,  
Washington, D. C. 20231;

or faxed to:

(703) 872-9306 (for formal communications intended for entry);

or faxed to:

(571) 273-3685 (for informal or draft communications with notation of

"Proposed" or "Draft" for the desk of the Examiner).

Joseph P. Hirl  
March 17, 2005